

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Grand River Dam Authority

Project No. 1494-260

NOTICE OF DENIAL OF REHEARING

(December 19, 2003)

1. On November 21 and 24, 2003, Cheryl Creekmore, James P. Freeman, and Mike Brady¹ filed timely requests for rehearing of the Commission's October 23, 2003 Order approving the non-project use of project lands and waters for the expansion of the Arrowhead North Marina on Duck Creek Cove of the project reservoir, Grand Lake O' the Cherokees, for Grand River Dam Authority's Pensacola Project No. 1494 in Oklahoma. 105 FERC ¶ 61,100 (2003). The information and arguments in the three rehearing requests have been previously considered in issuing the Commission's Order.

2. Notice is hereby given that the Commission has decided to take no action on the requests for rehearing of the October 23, 2003 Order, since the requests raise no questions of law, fact, or policy requiring further consideration. Under Section 313(a) of the Federal Power Act, 16 U.S.C. § 825l(a), and Rule 713(f) of the Commission's Rules of Practice and Procedure, 18 C.F.R. §385.713(f) (2003), the requests for rehearing are denied by operation of law as of December 22, 2003, for those filed by Ms. Creekmore and Mr. Freeman, and as of December 24, 2003, for the one filed by Mr. Brady.

By direction of the Commission.

Magalie R. Salas,
Secretary.

¹Mike Brady's rehearing request states that it is filed on behalf of Duck Creek Homeowners Association, which is not a party to the proceeding and therefore cannot seek rehearing. Commission staff instead treats the rehearing request as being filed by Mr. Brady on his own behalf.